

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA
Wheeling Division**

**THOMAS G. FIGANIAK and
VALERIE A. FIGANIAK,
as Administrators of the Estate Kevin
Figaniak,**

Plaintiffs,

v.

**CIVIL ACTION NO.: 5:15-cv-111
HONORABLE FREDERICK P.
STAMP, JR.**

**FRATERNAL ORDER OF OWL'S HOME
NEST, LOYAL ORDER OF OWLS NEST
LODGE 2558 d/b/a THE OWLS NEST, a
West Virginia corporation, YE OLDE
ALPHA, INC., a West Virginia corporation,
CRAIG TYLER PEACOCK, individually,
JARRETT CHANDLER, individually, and
TYLER JOHNSON, individually,**

Defendants.

**DEFENDANT, CRAIG TYLER PEACOCK'S ANSWER TO LOYAL ORDER OF OWLS
NEST LODGE 2558 d/b/a THE OWLS NEST'S CROSS CLAIM**

NOW COMES, Defendant, Craig Tyler Peacock (hereinafter "Defendant"), by and through counsel, Kenneth L. Hopper, and the law firm of Pullin, Fowler, Flanagan, Brown & Poe, PLLC, and files his Answer to Loyal Order of Owls Nest Lodge 2558 d/b/a The Owls Nest's Cross Claims Against Co-Defendants Ye Olde Alpha Inc., Tyler Peacock, Jarrett Chandler, and Tyler Johnson (hereinafter "Owls Nest Cross Claims"). In so doing, this Defendant states and avers as follows:

1. This Defendant denies the statements and allegations contained in paragraph 1 of Owls Nest Cross Claims and demands strict proof thereof.
2. This Defendant denies the statements and allegations contained in paragraph 2 of Owls Nest Cross Claims and demands strict proof thereof.

This Defendant respectfully demands a trial by Jury on all issues so triable.

WHEREFORE, this Defendant prays for relief in the form of the following:

1. An Order dismissing all claims against it herein with prejudice;
2. An award of attorneys' fees and other costs incurred in the defense of this case; and,
3. Any further relief as may be authorized by law and deemed appropriate by the Answer.

Dated this 19th day of November, 2015.

By Counsel,

/s/ Kenneth L. Hopper

J. Victor Flanagan, WV State Bar No. 5254
Kenneth L. Hopper, WV State Bar No. 11158

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CERTIFICATE OF SERVICE

The undersigned, counsel of record for Defendant, does hereby certify on this 19th day of November, 2015, that a true copy of the foregoing "**Defendant, Craig Tyler Peacock's Answer to Loyal Order Of Owls Nest Lodge 2558 d/b/a The Owls Nest's Cross Claims**" with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to: kim@buccilawfirm.com, Guy R. Bucci, Esq.; jgoodman@smbb.com, Jeffrey P. Goodman, Esq.; rmongeluzzi@smbb.com, Robert Mongeluzzi, Esq.; michelle.dougherty@steptoe-johnson.com, Michelle Dougherty, Esq.; acsunseri@burnswhite.com, Anthony Sunseri, Esq.; mgchapman@burnswhite.com, Matthew Chapman, Esq.; mwschirripa@comcast.net, M. Winiesdorffer-Schirripa, Esq.; and, attytsmith@aol.com, G. Thomas Smith, Esq.

/s/ Kenneth L. Hopper

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